

Brent O. Hatch (5715)
 Mark F. James (5295)
 HATCH, JAMES & DODGE
 10 West Broadway, Suite 400
 Salt Lake City, Utah 84101
 Telephone: (801) 363-6363
 Facsimile: (801) 363-6666

David Boies (admitted pro hac vice)
 Robert Silver (admitted pro hac vice)
 Edward Normand (admitted pro hac vice)
 BOIES, SCHILLER & FLEXNER LLP
 333 Main Street
 Armonk, New York 10504
 Telephone: (914) 749-8200
 Facsimile: (914) 749-8300

Stuart H. Singer (admitted pro hac vice)
 BOIES, SCHILLER & FLEXNER LLP
 401 East Las Olas Boulevard—Suite 1200
 Ft. Lauderdale, Florida 33301
 Telephone: (954) 356-0011
 Facsimile: (954) 356-0022

Stephen N. Zack (admitted pro hac vice)
 BOIES, SCHILLER & FLEXNER LLP
 Bank of America Tower—Suite 2800
 100 Southeast Second Street
 Miami, Florida 33131
 Telephone: (305) 539-8400
 Facsimile: (305) 539-1307

Devan V. Padmanabhan (admitted pro hac vice)
 DORSEY & WHITNEY LLP
 50 South Sixth Street, Suite 1500
 Minneapolis, Minnesota 55402
 Telephone: (612) 340-2600
 Facsimile: (612) 340-2868
Attorneys for Plaintiff, The SCO Group, Inc.

**IN THE UNITED STATES DISTRICT COURT
 FOR THE DISTRICT OF UTAH**

THE SCO GROUP, INC.

Plaintiff/Counterclaim-Defendant,

v.

NOVELL, INC.,

Defendant/Counterclaim-Plaintiff.

**[PROPOSED] ORDER GRANTING SCO'S
 EX PARTE MOTION FOR LEAVE TO
 FILE ITS REPLY MEMORANDUM IN
 FURTHER SUPPORT OF ITS MOTION
 FOR PARTIAL SUMMARY JUDGMENT
 ON ITS FIRST, SECOND, AND FIFTH
 CAUSES OF ACTION AND FOR
 SUMMARY JUDGMENT ON NOVELL'S
 FIRST COUNTERCLAIM**

Case No. 2:04cv139
 Honorable Dale A. Kimball
 Magistrate Judge Brooke C. Wells

This matter comes before the Court on the Ex Parte Motion of Plaintiff/Counterclaim-Defendant The SCO Group (“SCO”) for Leave to File its over-length *SCO’s Reply Memorandum in Further Support of its Motion for Partial Summary Judgment on its First, Second, and Fifth Causes of Action and for Summary Judgment on Novell’s First Counterclaim* (the “Reply Memorandum”). The Court, having considered the matter, hereby determines that good cause and exceptional circumstances exist and hereby ORDERS that SCO be granted leave to file its over-length Reply Memorandum consisting of 48 pages, exclusive of face sheet, table of contents and authorities, appendixes and exhibits.

DATED: _____, 2007

BY THE COURT:

Honorable Dale A. Kimball